ENTERED

August 01, 2018

David J. Bradley, Clerk

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF TEXAS GALVESTON DIVISION

FRANCISCA EULALIA RAMIREZ	§	
Plaintiff.	§ § §	
VS.	§	CIVIL ACTION NO. 3:17-CV-00336
	§	
NANCY A. BERRYHILL, ACTING	§	
COMMISSIONER OF THE SOCIAL	§	
SECURITY ADMINISTRATION	§	
	§	
Defendant.	§	

ORDER ADOPTING MAGISTRATE JUDGE'S MEMORANDUM AND RECOMMENDATION

On February 22, 2018, this case was referred to United States Magistrate Judge Andrew M. Edison. Dkt. 6. On July 17, 2018, Judge Edison filed a Memorandum and Recommendation (Dkt. 18) recommending that Ramirez's Motion for Summary Judgment (Dkt. 8) be GRANTED, Commissioner's Motion for Summary Judgment (Dkt. 16) be DENIED, the decision of the Commissioner be REVERSED, and the case be REMANDED for reconsideration in accordance with this opinion and applicable law.

No objections have been filed to the Memorandum and Recommendation. Accordingly, the Court reviews the Memorandum and Recommendation for plain error on the face of the record. 28 U.S.C. § 636(b)(1); see also, FED. R. CIV. P. 72(b)(3).

Based on the pleadings, the record, and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby **ORDERED AND ADJUDGED** that:

- (1) Judge Edison's Memorandum and Recommendation is **APPROVED AND ADOPTED** in its entirety as the holding of the Court;
- (2) Ramirez's Motion for Summary Judgment (Dkt. 8) is **GRANTED**;
- (3) Commissioner's Motion for Summary Judgment (Dkt. 16) is **DENIED**;
- (4) The decision of the Commissioner is **REVERSED**; and
- (5) The case is **REMANDED** for reconsideration in accordance with this opinion and applicable law.

It is so **ORDERED**.

SIGNED and ENTERED this ____day of August, 2018.

Seoyi O. Hanks, JR.
GEORGE C. HANKS, JR.

UNITED STATES DISTRICT JUDGE